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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/635,316	08/06/2003	Jawed Asrar	MOBT 140 CON (2)	4136
23579	7590 11/29/2005		EXAMINER	
PATREA L. PABST			SZEKELY, PETER A	
	PABST PATENT GROUP LLP 400 COLONY SQUARE			PAPER NUMBER
SUITE 1200 ATLANTA, GA 30361			1714	
			DATE MAILED: 11/29/2005	

Please find below and/or attached an Office communication concerning this application or proceeding.

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION. Extensions of time may be available under the provided or 60 of 27 CF1 (130), in no event, however, may a reply be timely field If NO period for reply is appelled above, the maximum statutory period will apply and will expire SIX (5) MONTHS from the malling date of this communication. Fallius to reply within the sort or exceeded period for reply will, by stands, cause the application focus on the MAINOUNED (SI US C. § 133). Any reply received by the Cliffic lister than three months after the maining date of this communication, even if timely field, may reduce any sensor glastic time adjustment. See 77 CFR 1-74(4). Status 1) Responsive to communication(s) filled on 22 November 2005. 23) This action is FINAL. 2b) This action is finAL. 2b) This action is non-final. 3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11, 453 O.G. 213. Disposition of Claims 4) Claim(s) 95-115 and 125-135 is/are pending in the application. 4a) Of the above claim(s) is/are allowed. 5) Claim(s) is/are allowed. 5) Claim(s) is/are allowed. 6) Claim(s) is/are allowed. 6) Claim(s) is/are objected to. 8) Claim(s) is/are objected to by the Examiner. 10) The drawing(s) filed on is/are: a) accepted or b) bling bling and provided to by the Examiner. Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a). Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d). 11) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f). 3) All b) Some 'c) None of: 1. Certified copies of the priority documents have been received. 2. Certified copies of the priority documents have been received in this Nationa							
Examiner		Application No.	Applicant(s)				
Peter Szekely 17/14 - The MAILING DATE of this communication appears on the cover sheet with the correspondence address - Period for Reply A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION. ***********************************		10/635,316 ·	ASRAR ET AL.				
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Period for Reply A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION. - Extractions of time may be available under the provisions of 37 °CFR 1.13(a). In no ownit, however, may a reply be limited in the provisions of 37 °CFR 1.13(b). In no ownit, however, may a reply be limited for the provisions of 37 °CFR 1.13(a). In no ownit, however, may a reply be limited for the provision of 18 °CFR 1.13(a). In no ownit, however, may a reply be limited for the provision of 18 °CFR 1.13(a). Any reply provision to set or extended period for reply will, by attacks, passed will apply and will expire (x) (x) MONTHS from the retaining date of this communication. Passed is the disconsistent of the communication of the communication of 18 °CFR 1.73(a). Any reply preceded is the disconsistent of the communication, even if limited flats, may reduce any extensions and the provision of the communication of the communication of the communication, even if limited flats, may reduce any extensions. See 37 °CFR 1.73(a). Status 1) Responsive to communication(s) filled on 0.22 November 2005. 2a) This action is FINAL. 2b) This action is non-final. 3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under Exparte Quayle, 1935 °C.D. 11, 453 °C.D. 213. Disposition of Claims 4) Claim(s) 95-115 and 125-135 is/are pending in the application. 4) Claim(s) 95-115 and 125-135 is/are rejected. 7) Claim(s)							
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DETAILED ACTION

Claim Rejections - 35 USC § 112

1. The following is a quotation of the first paragraph of 35 U.S.C. 112:

The specification shall contain a written description of the invention, and of the manner and process of making and using it, in such full, clear, concise, and exact terms as to enable any person skilled in the art to which it pertains, or with which it is most nearly connected, to make and use the same and shall set forth the best mode contemplated by the inventor of carrying out his invention.

- 2. Claims 95-115 and 125-135 are rejected under 35 U.S.C. 112, first paragraph, as failing to comply with the written description requirement. The claim(s) contains subject matter, which was not described in the specification in such a way as to reasonably convey to one skilled in the relevant art that the inventor(s), at the time the application was filed, had possession of the claimed invention. There is no mention of a blown or cast free-standing PHA film having a weight average molecular weight of greater than 456,000 in the instant specification. This is a new matter rejection.
- 3. Applicants are warned that if the new matter were deleted from the rejected claims the anticipation and obviousness rejections would be reimposed.
- 4. The Double Patenting and indefiniteness rejection imposed in the previous Office action are withdrawn by the examiner due to applicants' response.

Conclusion

5. Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP § 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

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A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the date of this final action.

6. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Peter Szekely whose telephone number is (571) 272-1124. The examiner can normally be reached on 7:00 a.m.-5:30 p.m. Tuesday-Friday.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Vasu Jagannathan can be reached on (571) 272-1119. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Peter Szekely
Primary Examiner
Art Unit 1714

P.S. 11/25/05